

## CERTIFICATE OF MAILING

JUN 26 2002

I hereby certify that on June 18, 2002, this paper (along with any paper referred to as being attached or inclosed) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner of Patents, Washington, DC 20231.

Trudi Thompson

PATENT  
 Applicant: H IZI t al.  
 Serial No.: 10/035683  
 Filed: N v mber 1, 2001  
 Title: HIGH STRENGTH ALLOYS & METHODS FOR MAKING SAME  
 Examiner: Unassigned  
 Group Art Unit: 1742  
 Atty Docket No.: 20451.12

1742  
#9

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**RESPONSE TO DECISION ON PETITION UNDER 37 CFR 1.78(A)(6)**

Commissioner of Patents  
 Washington, D.C. 20231

Sir:

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This is in response to the decision on petition of June 3, 2002 in the above captioned matter. The petition was dismissed with a recommendation to submit a substitute amendment deleting the incorporation-by-reference statement in connection with the newly added priority claim. Petitioner submits herewith a substitute amendment deleting the incorporation-by-reference statement as recommended.

Petitioner draws the Petitions Examiner's attention to the fact that the case as filed included a priority claim with respect to U.S. provisional application serial number 60/246,637, which included an incorporation-by-reference statement. Petitioner has included this original incorporation-by-reference statement in the substitute amendment as it was included in the case as originally filed. Petitioner has only deleted the incorporation-by-reference statement with respect to the new priority claim with respect to U.S. provisional application serial number 60/245,248.

Petitioner asserts that the amendment is now acceptable and respectfully requests that the petition be granted and the amendment be entered in the above captioned matter.

Respectfully submitted,

Bruce M. Canter  
 Registration No. 34,792

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June 17, 2002

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